



8-29-01

0590

0300

#3

EXPRESS MAIL CERTIFICATE

Date 8/28/01 Label No. GL903 056 122 -US

I hereby certify that, on the date indicated above, this paper or fee was deposited with the U.S. Postal Service & that it was addressed for delivery to the Assistant Commissioner for Patents, Washington, DC 20231 by "Express Mail Post Office to Addressee" service.

PLEASE CHARGE ANY DEFICIENCY UP TO \$300.00 OR CREDIT ANY EXCESS IN THE FEES DUE WITH THIS DOCUMENT TO OUR DEPOSIT ACCOUNT NO. 04-0100

D. Perez
Name (Print)

D. Perez
Signature

Customer No.:



07278

PATENT TRADEMARK OFFICE

Docket No.: 2427/1G772-US1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Erich HOFFMANN

Serial No.: 09/844,517 Adjustment date: 09/04/2001 BABRAHA1
08/30/2001 SZWDIE1 00000013 09844517
01 FC:201 355.00 OP
02 FC:203 189.00 OP
03 FC:205 65.00 OP

Confirmation No.: 9063

Filed: April 27, 2001

For: DNA TRANSFECTION SYSTEM FOR THE GENERATION OF
INFECTIOUS INFLUENZA VIRUS

WITHDRAWING OF CLAIM FOR SMALL ENTITY STATUS

09/04/2001 BABRAHA1 00000014 09844517

Hon. Commissioner of Patents and Trademarks
Washington, DC 20231

01 FC:101	710.00 OP
02 FC:105	130.00 OP
03 FC:103	378.00 OP

Sir:

On August 27, 2001, Applicant's attorney claimed Small Entity Status on behalf of the inventor(s) and the assignee of record in the above-identified application. Subsequently it was determined that the small entity status may not be

proper, so in an abundance of caution applicant hereby wishes to withdraw said claim for small entity status. Enclosed is a check for \$609, which is the difference in the filing fee between small entity and a large entity.

Respectfully submitted,

Dated: August 28, 2001



Paul F. Fehlner, Ph.D.
Registration No. 35,135
Attorney for Applicant(s)

DARBY & DARBY
805 Third Avenue
New York, NY 10022
(212) 527-7700